

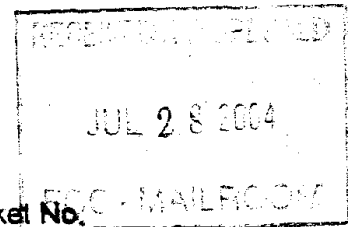
WC 04-297

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

In the Matter of)
)
Section 63.71 Application of)
Mutual of Omaha)
)
For authority to Discontinue)
Certain Services in the State of Nebraska)

WCB Docket No.



SECTION 63.71 APPLICATION

MUTUAL OF OMAHA ("Mutual"), through their undersigned counsel, hereby file this Application to discontinue its status as an interexchange carrier, in the State of Nebraska pursuant to Section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, and Section 214(a) of the Communications Act of 1934, as amended. In support of this Application, Mutual submits the following information:

1. Name and address of carrier

Mutual of Omaha
Mutual of Omaha Plaza
Omaha, Nebraska 68175

2. Date of planned service discontinuance

The anticipated date for the discontinuance of service in the selected markets described in paragraph 3, below, is June 30, 2004, or as soon thereafter as the necessary governmental approval can be obtained.

3. Points of geographic areas of service affected

The proposed discontinuance of service will not affect the provision of certain services in Nebraska.

4. **Brief description of the type of service affected**

Mutual proposes to discontinue the provision of the following:

None - [Mutual has not commenced the provision of services pursuant to 214(a) authority to any customers in Nebraska.]

5. **Brief description of the dates and methods of notice to all affected customers**

Mutual has not provided any services pursuant to their status as an interexchange carrier in Nebraska. Consequently, Mutual does not have any customers with which to provide notice in accordance with the requirements of Section 63.71(a) of the Commission's Rules.

6. **Non-dominance of the carrier with respect to the service to be discontinued**

Mutual is non-dominant with respect to the services that it proposes to discontinue.

7. **Service**

In accordance with Section 63.71(a) of the Commission's rules, Mutual has mailed a copy of this application to the Governor of the State of Nebraska, the Nebraska Public Service Commission and to the Special Assistant for Telecommunications for the Secretary of Defense.

8. **Additional questions regarding this application may be addressed to:**

Ryan E. Scott
James E. O'Connor
Baird Holm Law Firm
1500 Woodmen Tower
Omaha, NE 68102-2068
(402) 344-0500


II. **Circumstances of Discontinuance**

Mutual has not begun providing services to customers in the state of Nebraska pursuant to their status as an interexchange carrier, nor will they in the future. Consequently, Mutual believes that the proposed discontinuance is reasonable and necessary. For the foregoing reasons, Mutual respectfully requests, pursuant to Section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 214(a) and Section 53.71 of the Commission's Rules, that the

Commission approve its Section 63.71 application to discontinue the provision of above-described services in the State of Nebraska.

Respectfully submitted,

MUTUAL OF OMAHA

By: 
Ryan E. Scott
James E. O'Connor
of BAIRD, HOLM, McEACHEN, PEDERSEN,
HAMANN & STRASHEIM LLP
1500 Woodmen Tower
Omaha, Nebraska 68102
(402) 344-0500

Its Counsel

Dated: 6/29/2004

DOCS/616473.1

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Section 63.71 Application of Mutual of Omaha was served this 29th day of June, 2004, by mailing true and correct copies thereof, postage prepaid, to the following persons at the addresses appearing on the attached list.



SERVICE LIST

Secretary of Defense
Attn: Special Assistant for Telecommunications
1000 Defense Pentagon
Washington, D.C. 20301-1000

Maurice Gene Hand, Director of Communications
Nebraska Public Service Commission
300 The Atrium 1200 N Street
Lincoln, NE 68509-4927

Governor Mike Johanns
Office of the Governor
P.O. Box 94848
Lincoln, NE 68509-4848

John Adams
Competition Policy Division of the
Wireless Competition Bureau
445 12th Street, S.W.
Washington, DC 20554